

CONFIDENTIAL

JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Monday - 26 June 1972

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1. [] [] OPPB, called to say John Hurley, OMB, had been in touch with him to coordinate a statement in a draft of a briefing to be given the Foreign Relations Committee by the Bureau of Narcotics and Dangerous Drugs with respect to the Agency's role in the drug problem. I told [] we had been in touch with BNDD through [] and suggested a minor revision which would state that the Agency has been given an expanded role in combating the drug problem since 1971. The word expanded was added at our suggestion. 25X1A

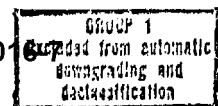
2. [] Accompanied the Director and Messrs. Steininger and Bruce Clarke who appeared before the Senate Armed Services Committee in connection with SALT matters. See Memo for Record.

3. [] Ed Braswell, Senate Armed Services Committee Chief Counsel, called Saturday to see if we had any objection to Richard Perle's sitting in on the Director's briefing [] 25X1
[] Braswell explained that Perle, on the staff of the Subcommittee on National Security and International Operations, had been detailed to work with the Armed Services Committee staff [] I said I was sure the Director would have no objection if Chairman Stennis wished Perle to be present. 25X1

4. [] [] called to advise us of a call he had received from Byron Engle, of AID, this afternoon stating that AID Administrator Hannah has already answered Senator Proxmire's letter of 19 June in which he asked questions pertaining to [] Engle indicated activities which might be involved in the [] that Hannah had not consulted him in advance but he believes Hannah's response merely repeated the statement which he made in his letter of 15 June, i.e., that this was a matter that would have to be taken up with CIA. 25X1A

I advised Bill Woodruff, Counsel, Senate Appropriations Committee, of this development.

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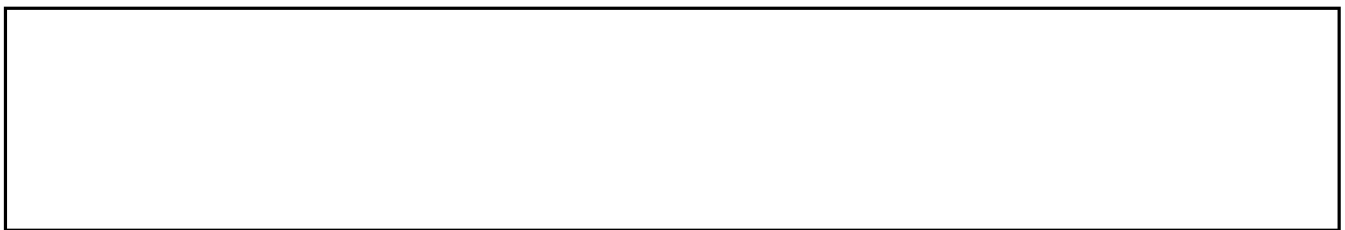
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OFFICE OF LEGISLATIVE COUNSEL

Friday - 23 June 1972

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2. [redacted] Richard Perle, Senate Subcommittee on National Security and International Operations staff, called to say he wished to follow up on some material he had asked Bruce Clarke about, namely the "low end" of the estimate on Soviet missiles for 1977. I passed the word on to Clarke who said he would get in touch with Perle.

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3. [redacted] Mr. George Carver, SAVA, and I briefed the Intelligence Subcommittee of House Armed Services Committee on current developments and the Indochina situation. Present were Chairman Nedzi and Representatives Price and O'Konski and Chief Counsel Slatinshek. I covered the Soviet space project, delivery of Flogger and Soviet equipment to Egypt, certain ChiCom security measures, and the status of the ChiCom CSS-1.

During Carver's briefing on Indochina Nedzi expressed particular interest in Agency operations in Laos and in the dope traffic in Southeast Asia.

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4. [redacted] Returned a call from Jack Sullivan, House Foreign Affairs Committee staff. In his absence his secretary told me he was calling to arrange an Agency briefing of the Committee. He will call later to discuss details.

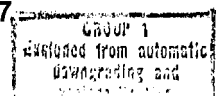
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5. [redacted] Met briefly with Bill Woodruff, Counsel, Senate Appropriations Committee, and left with him for his review a draft of a proposed Agency comment to the Senate Government Operations Committee on S. 3529 establishing reporting requirements for governmental commissions and committees.

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I also left with Woodruff a copy of Senator Proxmire's letter of [redacted] 1972 to [redacted] Woodruff suggested we try to get [redacted] out of the middle on this and have Proxmire referred to the Agency.

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The Honorable John L. McClellan, Chairman
Committee on Government Operations
United States Senate
Washington, D. C. 20510

My dear Mr. Chairman:

We wish to submit the views of this Agency on S. 3529, 92nd Congress, a bill "To prescribe certain standards and procedures governing the establishment and operation of advisory committee in the Federal Government, and for other purposes."

In its present form S. 3529 raises several problems for the Agency. The provisions of most concern are the requirements:

- a. To publicize the existence of an advisory committee,
- b. To file with the Library of Congress a committee charter involving information on the committee's objectives and scope of activity and a description of its duties,
- c. To file committee reports with the Library of Congress,
- d. To provide to the Librarian of Congress committee records, transcripts, working papers, drafts, studies and other documents upon a committee's termination,
- e. To audit the nature and extent of the committee's activities by the Comptroller General, and
- f. To make a determination in writing and publish it in the Federal Register prior to each meeting which is to be closed to the public and for which the minutes of the meeting are not to be available upon the request of any person because of security considerations.

The National Security Act of 1947 requires this Agency:

"...to correlate and evaluate intelligence relating to the national security, and provide for the appropriate dissemination of such intelligence within the Government using where appropriate existing agencies and facilities..." (50 U.S.C. 403).

In order to correlate and evaluate foreign intelligence information it is necessary to obtain advice and recommendations from diverse sources, frequently using the committee system for this purpose. These committees are usually composed solely of Federal employees and officers but a number have representatives from the private sector as well. In both cases, however, their work involves sensitive matters directly bearing upon a statutory proscription:

"...That the Director of Central Intelligence shall be responsible for protecting intelligence sources and methods from unauthorized disclosure;..." (50 U.S.C. 403).

It is believed that the requirements of S. 3529 previously noted could conflict both with the statutory responsibility to protect intelligence sources and methods and with the provisions of the Central Intelligence Agency Act of 1949 which exempt this Agency from:

"...the provisions of any other law which require the publication or disclosure of the organization, functions, names, official titles, salaries, or numbers of personnel employed by the Agency..." (50 U.S.C. 403 (g)).

It is clear from the hearings before your Committee on legislation similar to S. 3529 that the principal objective of the legislation is to assure that advisory committees operate in the public interest. In the case of committees dealing exclusively with sensitive national security and foreign intelligence matters, it appears that the public interest is best served by protecting their endeavors in line with the provisions of law noted above.

In view of the foregoing, it is recommended that S. 3529, or any similar legislation reported out by your Committee, contain a provision similar to that which appears in S. 1637, which was introduced by Senator Metcalf on 22 April 1971, as follows:

"Applicability

Sec. 4. This Act shall not apply to an advisory committee--
(1) which furnishes advice or recommendations only with
respect to national security or intelligence matters;..."

We will be happy to provide any additional information that your
Committee may request.

The Office of Management and Budget has advised, that from the
standpoint of the Administration's program, there is no objection to the
submission of this report.

Sincerely,

Richard Helms
Director

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Tuesday - 20 June 1972

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9. [REDACTED] Met with Bill Woodruff, Counsel, Senate Appropriations Committee, and left with him copies of the exchange of [REDACTED] 25X1C

I also mentioned to Woodruff we had drafted a report on S. 3529 having to do with Government committees and commissions and told him I would drop a copy off for him to take a look at.

I brought Woodruff up-to-date on the progress we were making on the Dominick amendment to strike section 515 of S. 3390, Foreign Assistance Authorization bill. I asked him about approaching Senator Ellender to get his support for this and he recommended I talk with either C.B. Morrison or James Guirard, of the Senator's personal staff. I subsequently talked with Morrison and gave him a copy of our summary on this section. He said he would retain it for reference in the event Senator Ellender asked him about Senator Dominick's amendment, but said if we thought Senator Ellender's vote was important the Director ought to give the Senator a call. I told Morrison the Director hesitated to bother the Chairman unless it was absolutely necessary, but said we would give this consideration.

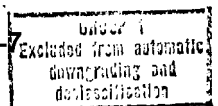
Briefed Woodruff on Soviet preparations for a new Soyuz space mission and new evidence pertaining to one of China's MRBM launch sites.

I asked Woodruff when he expected the Committee to make final decisions on the intelligence community budget. He said not until late in July, adding that they will know about a week before the House committee reports the bill out what cuts the House will make and the Senate Committee will then make its decisions. This information has been passed on to [REDACTED] 25X1A

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10. [REDACTED] Called Ed Braswell, Chief Counsel, Senate Armed Services Committee, to give him the number of Senator Dominick's amendment and the latest information as to when it would be called up. Braswell said that because of a heavy Committee schedule Senator Stennis might not be able to get to the floor when the amendment is called up, therefore he might decide to make a statement on the amendment some time tomorrow.

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25X1 7. [redacted] In response to a call from John Goldsmith, Senate Armed Services Committee staff, Messrs. Maury and Cary briefed Ed Braswell and Jim Woolsey, of the Committee staff, in connection with press reports alleging the U.S. was conducting commando raids into North Vietnam. The staff members said they propose to make no comment on these reports.

25X1 8. [redacted] Picked up from the Joint Committee on Atomic Energy copy number 10 of the Director's prepared statement for his briefing on 13 June 1972.

25X1 9. [redacted] Called Mr. Bill Ashworth, Senate Foreign Relations Committee staff, and told him that the Director would include an update briefing on Soviet strategic weapons on Tuesday, 20 June. I also told Mr. Ashworth that Mr. Maury had arranged for Mr. Ashworth to be briefed personally here at Headquarters at 3:00 p.m. tomorrow. (Mr. Bruce Clarke will conduct the briefing.) We are checking on Mr. Ashworth's clearances.

25X1 10. [redacted] Mr. William J. Van Ness, Chief Counsel, Senate Interior Committee, called to say that Senator Henry M. Jackson would be having some meetings with Agency representatives regarding Middle East oil. He said he would be sitting in on these meetings and wanted to know if his top secret clearance would be sufficient. I said I knew nothing of such meetings and would have to check. I said that if such meetings did take place, however, I was sure that top secret clearance would be sufficient. I told him someone would be in touch with him on this.

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Excluded from automatic
downgrading and
declassification

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Monday - 12 June 1972

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6. [] Met with Mr. Ralph Preston, House Appropriations Committee staff, who told me that he is hopeful that he will be able to work out a time to visit the Agency for briefings by Drs. Steininger and Proctor late in the week or early next week.

I briefed Mr. Preston on the current situation resulting from the bombing of North Vietnam.

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7. [] In accordance with Committee rules, I delivered to George Murphy, Joint Committee on Atomic Energy staff, an advance copy of the Director's prepared statement for his briefing of the Committee tomorrow. I also made final arrangements with Murphy for the Director's appearance.

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8. [] Talked with Bill Woodruff, Counsel, Senate Appro-

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9. [] Delivered a China Atlas to Jim Williams on the staff of Representative Ray Roberts (D., Tex.), per his request. 25X1A

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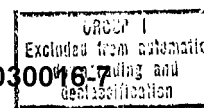
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10. [] Delivered biographic data on [] a French political figure, to Winslow Wheeler, on the staff of Senator Jacob Javits (R., N. Y.), per his request.

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11. [] Attended a meeting of the Legislative Inter-departmental Group at the White House regarding SALT. See Memo for Record.

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OFFICE OF LEGISLATIVE COUNSEL

Thursday - 8 June 1972

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1. [] Provided Frank Slatinshek and Ed Braswell, House and Senate Armed Services Committee staffs, a copy of background data prepared by FE Division on Major General Vang Pao for the use of the Committee Chairmen in their meeting with the General this afternoon.

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2. [] Called Bill Woodruff, Senate Appropriations Committee staff, this morning and brought him up-to-date on developments concerning inquiries from Senator Proxmire and his staff of the Foreign Operations Subcommittee of the Senate Appropriations Committee regarding [] (See Memo for the Record)

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3. [] Received a call from Bill Jordan, on the staff of the Senate Appropriations Foreign Operations Subcommittee, regarding [] on the Senator's behalf on the subject [] Following my conversation with Jordan, I called Tom Scott, of the Appropriations Committee staff, and brought him up-to-date on these developments. (See Memo for the Record)

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4. [] Called Frank Slatinshek, Chief Counsel, House Armed Services Committee, regarding plans for General Vang Pao's meeting with the Intelligence Subcommittee this afternoon at 5 o'clock. Slatinshek said the General might be prepared for questions based on a Washington Star story of yesterday reporting the problems confronted by Vang Pao's forces in present circumstances.

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5. [] Called Alma Moore, in Chairman Hebert's office, and provided her background information for the Chairman regarding General Vang Pao who will be visiting the Committee this afternoon.

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6. [] Miss Morsey, in the office of Senator Robert Dole (R., Kans.), called on behalf of her sister who is trying to get word to her roommate, [] that she has been exposed to hepatitis and must check with a doctor within the next five days. Miss Morsey said she believed [] is enroute to join her family in [] Based on the advice of [] I informed Miss Morsey that a message would be sent today.

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